

DEC 17 2003

NOT FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

**CATHY A. CATTERSON
U.S. COURT OF APPEALS**

JAMES EDWARD (ED) HICKAM,

Plaintiff - Appellant,

v.

CITY OF GRESHAM, Political subdivision
of the State of Oregon,

Defendant - Appellee.

No. 02-35977

D.C. No. CV-00-00762-REJ

MEMORANDUM*

Appeal from the United States District Court
for the District of Oregon
Robert E. Jones, District Judge, Presiding

Argued and Submitted December 5, 2003
Seattle, Washington

Before: KLEINFELD, GOULD, and TALLMAN, Circuit Judges.

We affirm for the reasons stated by the magistrate judge and adopted by the
district court.

AFFIRMED.

* This disposition is not appropriate for publication and may not be cited to or
by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.